

In re Reissue Application of Woon-Yung Park *et al.*
Serial No.: 10/071,647
Filed: February 8, 2002
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REMARKS

The Applicants sincerely appreciate the thorough examination of Reissue Application No. 10/071,647 and related divisional Reissue Application Serial No. 10/304,440 as evidenced by the Office Actions mailed November 1, 2002, and January 31, 2003, and by the Office Action of December 30, 2003. In particular, the Applicants appreciate the indications provided in the Office Actions of January 31, 2003, and December 18, 2003, that all claims are allowable.

By way of clarification, this Amendment is being submitted in Reissue Application Serial No. 10/071,647 as requested by the Examiner in the Office Action of December 18, 2003, for related divisional Reissue Application Serial No. 10/304,440. A copy of the Office Action of December 18, 2003, is attached hereto for the sake of clarity.

In the present Amendment, the Applicants introduce Claims 59-104. Claims 59-104 provided in the present amendment correspond identically to Claims 13-58 which were originally filed and then canceled in Reissue Application No. 10/071,647 and to Claims 13-58 which were prosecuted in related divisional Reissue Application No. 10/304,440 and indicated allowed in the Office Action of December 18, 2003. Claims 1-12 have been maintained from U.S. Patent No. 6,022,753, and Claims 1-12 were indicated allowable in the Office Action of January 31, 2003.

By introducing Claims 59-104 in Reissue Application No. 10/071,647, the files of Reissue Application No. 10/071,647 and related divisional Reissue Application No. 10/304,440 are thus merged. The Applicants understand that divisional Reissue Application No. 10/304,440 will be abandoned on entry of the present amendment in Reissue Application No. 10/071,647. The Examiner is further authorized to cancel all claims from divisional Reissue Application No. 10/304,440 if necessary to merge the applications.

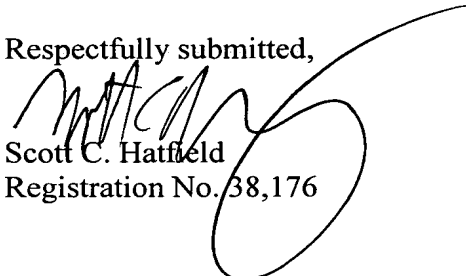
The Applicants respectfully submit that no fees are required for entry of the present Amendment because the number of independent and dependent claims after entry of the present amendment is the same as the number of independent and dependent claims originally filed in Reissue Application No. 10/071,647. If any additional fee should be required, however, the Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to Deposit Account no. 50-0220. Moreover, if any extension of time for the

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present Amendment is required, the Applicants request that this be considered a petition therefor.

As the Applicants have complied with all requirements from the Office Action of December 18, 2003, entry of the present amendment and allowance of Reissue Application Serial No. 10/071,647 are respectfully requested. The Applicants further request that the Examiner contact the undersigned attorney by telephone at (919) 854-1400 if any additional issues should need to be addressed.

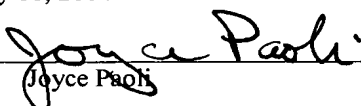
Respectfully submitted,


Scott C. Hatfield
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Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 11, 2004

Signature: 
Joyce Paoli



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/304,440	11/26/2002	Woon-Yong Park	5649-596REDV	6249

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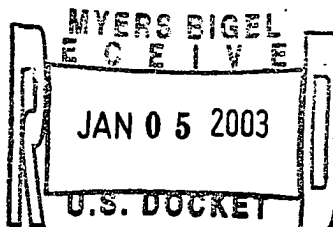
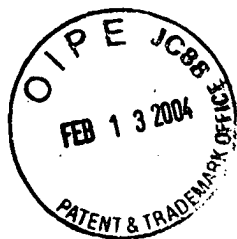
EXAMINER

LEBENTRITT, MICHAEL

ART UNIT PAPER NUMBER

2824

DATE MAILED: 12/30/2003



Please find below and/or attached an Office communication concerning this application or proceeding.

01-05-04 A07:08 IN



Office Action Summary

Application No.

10/304,440

Applicant(s)

PARK ET AL

Examiner

Michael S. Lebentritt

Art Unit

2824

-- **Th MAILING DATE of this communication appears on the cover sheet with the correspondenc address --**
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 November 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 13-58 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 13-58 is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 November 2002 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. §§ 119 and 120

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☒ Certified copies of the priority documents have been received in Application No. 09/105,372.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
- a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____
- 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other:

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DETAILED ACTION

This application is in condition for allowance except for the following formal matters:

Applicant is requested, pursuant to 37 CFR § 1.171, to provide an amendment in the parent application SERIAL NUMBER (10/071647), which introduces the claims of the divisional application, now allowed, into the parent application, thus merging the files.

Upon filing of such an amendment, this application will be abandoned in favor of the parent application which will be prepared for issue.

Failure to provide an amendment in the parent application will cause this application to be passed to issue with the allowed claims, not the original patent claims, and the prosecution of the parent application will be re-opened. Then, a rejection based on lack of a reissuable error under 35 U.S.C. § 251 would be made in the parent application.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

Conclusion

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael S. Lebentritt whose telephone number is 703-305-2691. The examiner can normally be reached on 5/4/9.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Elms can be reached on 703-308-2816. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-3431.



Michael S. Lebentritt
Primary Examiner
Art Unit 2824
